

Board of Commissioners

March 15, 2011 – 1:00 p.m.

Meeting called to order by President Gogel. Parties present are as follows: Gogel, Logsdon, Toler, Board Attorney Lindsey, Deputy Auditor Jane Lynam, Deputy Auditor Gina Mullen, Chuck Painter, and Tara Lloyd.

Minutes

1/18/2011 minutes, Logsdon made a motion to approve minutes with an addition under CEDIT Road Plan. Toler seconded. All were in favor.

Treasurer

Treasurer presented to the commissioners several designs of drop boxes that would be used for property tax payments to be dropped off for the convenience of the taxpayers. April 1<sup>st</sup> date the tax bills will be sent out this year. Treasurer suggested the lowest priced one at \$587. On April 1 – June 1 of each year it will be brought out for taxpayers to utilize then it will be placed in storage until the next tax season. Logsdon made a motion to permit treasurer to install an exterior drop box to be used by the taxpayers. She will consult with Glenn. Toler seconded it. All were in favor.

Indiana 15 Regional Planning Commission

Thomas Mosley is retiring after nine years from Indiana 15. Logsdon had invited him to attend this meeting to make a presentation on the United Energy site. He introduced to Commissioners Beth Grigsby with ATC; Consultant Contractor to make sure Indiana 15 accomplished all the requirements of this grant. Logsdon stated he would like Tom to bring us up to speed on where the project is and where it is going. He received a \$400,000 grant from the EPA to do a Brownfield environmental assessment in a 6 county area. This is not a Super Fund. To date \$97,107 has been spent on the United Energy Site from the EPA grant. ID&R Division of oil and gas was authorized to plug an old abandoned well. No one had ever contacted the county as work was done. Site B is not underwater. The \$18,843 is allocated to check for PCB. One area revealed that PCB materials were burned. Painter has been notified that Thursday more study work on this will be done. Tom submitted the eligibility form to the EPA and the assembly analyses plan drawn up and approved. The on site activities are planned for this week if the flood water permits us. Tom made a presentation to the commissioners on 9/7/10. That grant went in for \$200,000. The State is not giving any money right now. So the 20% can be in the form of an in kind match. Example: County haul trash away, mow grass etc. during the period of the grant only. Anything done prior to or after the grant dates are not reimbursable. Grant has been delayed until the first part of April 2011. We are proceeding cautiously but optimistically. If we get the grant we will be working on Site "A", only. EPA would not be surprised if county does not have the money for the match. If the contaminated soil is removed could the county sell the property? County would have to get a site status letter from the EPA stating what can or cannot be done on the property. It would be registered and the buyer of the property would be fully aware what could be done with the property. Could have restrictions on the property, but you could sell it. On the East of the county road there is old petroleum equipment and building and steel. County could sell the steel on this site. The site has been broken down to 3 tracts. Tract "A" is an approximately 3-acre parcel located at the NE corner of the intersection of SR 66 and CR 1240E. Parcel B is situated N of SR 66 and W of CR1240 E. Tract C is located between SR 66 and the Ohio River. Across the Hwy in Site C is probably the worst site. Large tanks with petroleum fuel still in them. These tanks could not be sold. After phase II there will be a report supplied to the county. As part of the grant ...the INDOT project to map the area, Thomas Mosley mapped the towns of Chrisney and Richland in an aerial view. Copies of this map were presented to the Auditors office. A framed copy will be presented to Chrisney and Richland. Logsdon asked if there was any way he could help us get a map with color coded roads Tom replied he could do a map 42" wide and however long you would like. Homeland security is going to fly the whole state for aerial photos. June 30<sup>th</sup> is going to be Tom's last day with Regional 15. EPA is giving an award in Philadelphia in April 2011 to Regional 15 for the work they have done and using them as an example for other counties in the area.

Highway Report

Highway Superintendent Painter stated 51 county roads in the county are under water.

Rock Report and Gas & fuel report was given to Commissioners. Information was given to Painter on the change of vehicles to natural gas. Based on 20,000 miles per year, at an average of 15 miles per gallon you would use 1333

gallons if gasoline cost at \$3.10, it would cost \$4,133 per year. Then, if you computed LP gas around \$ 2 per gallon the savings would be approximately \$1,170 per year. It would take 52 months to return your investment.

Gogel asked Painter the status of CR 700 E south of CR 1200. Has it been vacated? Taxpayer had requested this information. Taxpayer would need to petition to vacate this road and would need to talk to the adjoining landowner.

#### Engineer Report

##### Huffman Mill

Lloyd presented Interlocal executed agreement between Perry County and Spencer County. (Perry County signatures) Once Lloyd receives all the tally sheets from the Commissioners she will let them know the final scores and email all Commissioners and Auditor as to which consultant won the bid then she will forward on to INDOT and wait for their approval and then we will have to sit down and discuss and negotiate the consultant fees. Joe Haberman has asked to come down to our county to do a presentation on the Wheel Tax that could be generated by this tax. It is a per vehicle fee for our road expense. It goes by license plate. It could help out substantially. The Federal government is saying that if counties don't do all they can they will not be giving counties funds. Lloyd recommended the Commissioners consider this and she will also present to the Council tonight. Discussion was held on the Purdue Road School Conference.

#### Legal Report

Lindsey presented his revised conflict of interest statement. Logsdon made a motion to approve. Toler seconded. All were in favor. In regard to the Carter Fire District Gogel and Lindsey met with them on Friday concerning entering into an Inter local agreement concerning the County Wide Grant. Agreement is in progress. There were a couple of items from last meeting. After researching the closing of a county road in the county he stated that it did not need to have an Ordinance because there is a State Statute in effect. The Landowners would have to file a petition with the county. It is valid for 5 years; it would not be giving up a road. So it could be changed later. Logsdon stated we should call in the landowners if more concern arose. Vandalism and disposal of trash is an issue. The second question of concern was the closing of a road for an event. Lindsey said he spoke to Painter and they decided to work on a procedure. The liability issues are of concern as well. \$5 million dollar is the counties liability policy. By the next meeting Lindsey and Painter will present further information or ordinance that they feel should be part of our discussion and consideration.

#### Vacation of an Alley and Street

John G. Wetherill, Attorney for Wyman C. Redmon. Wyman C. Redmon would like to vacate a certain street and alley located James Parker Sr.'s 3<sup>rd</sup> Addition to Hatfield, Indiana, in the County of Spencer, described and identified as follows:

A certain 15 feet wide street commencing South 00 degrees 28 minutes 26 seconds West 55 feet north of the South right of way of County Road 100 N; thence running North approximately 157 feet to the South right of way of Old State Road 66.

Also a certain alley 12 feet wide commencing 15 feet West of the Northwest corner of Lot 4 in James Parker Sr.'s 3<sup>rd</sup> Addition to Hatfield; thence running East along the North side of Lots 4,3,2 and 1 of said addition approximately 279 feet to the south right of way of Old State Road 66.

The reason for this request to vacate said street and alley is that said street and alley appears on the plat of said James Parker Sr.'s 3<sup>rd</sup> Addition to the town of Hatfield, said plat being recorded in the office of the Recorder of Spencer County in Town Plat Book 1 page 44, however, said street and alley have never been acknowledged or used as such.

Lindsey was asked is it legal to accept this request. Lindsey stated everything is in order, Redmon owns on both sides of the alley and all other landowners have been notified by certified mail. It would be appropriate if it is the commissioners wish to approve this request. Gogel asked if there was anyone in the Public that would want to make a comment or statement from the audience. Logsdon made a motion to vacate this alley and street that was presented by Wyman C. Redmon under the council of John G. Wetherill, Attorney at Law. Toler seconded. All were in favor.

#### Cleaning

Ruthie Seltzer duties were presented. Commissioners discussed the concerns of the cleaning in the court house. Commissioners asked Auditor to request that a representative of M & M come in to discuss the cleaning practices.

### Insurance

Auditor's office has vendors that have asked to bid on the insurance. Health Insurance meetings are held the third Tuesday of each month at 10 a.m. Christine Zimmerman is the president of that committee. She will be asked to put on the agenda for discussion the solicitation of insurance proposals, how many proposals we will look at, and we will be using SIHO's advice and Pete Franzman's advice our current provider as to how agency's are notified and the proposals are being accepted. The reason Logsdon made this comment and not the president is because Logsdon serves on that committee. Franzman Agency is the underwriter and provides plenty of information at these meetings. At this time additional proposals can be looked at this day and time. A request for proposals would be considered an evaluation could then be made to make sure we are spending our money wisely.

### Old Business

Robinson Landscaping claims were discussed. The mowing, snow removal and general maintenance claims in 2010 and some in 2009 have not been paid. There is money there to pay the mowing. However, we will not have enough for the rest of the year to pay for mowing. Verbal okay was given for Auditor to pay these claims. It was stated that in new contracts the vendor must present bills on a monthly basis so this does not build up in the future. Bids are going out currently for mowing for 2011.

### Website

PSCI hosts the websites but they are no longer in the business of designing websites per Logsdon. Mary Sampson was the lady that originally worked on the Spencer county website. She works on the PSCI staff. Mention was on the WTH upgrade. Dave Buse, with PSCI spoke to Logsdon. We are currently paying \$1,500/year and this runs to August 2011. Then, again in 2012 we will pay \$1,500 unless we were to cancel. We can terminate at that time. He will attend a meeting to discuss this. Office holders need to put together a plan as to what we need. Anyone can host it. Two technicians are there to assist Spencer County at all times per Dave Buse.

### Indiana 15 Regional Planning Commission

#### St. Meinrad Water Tower

Mike Cummings presented the 2011-01 CFF Application/St. Meinrad Utilities Resolution. Logsdon made a motion to approve. Toler seconded. All were in favor. It was disclosed by Lindsey some of the rules had changed. Now the counties attorney has to sign off on this and the president will have to sign off on the different parcels as the recipient. All required for FCC projects. It is a manageable project. Not a lot of time had to be spent on it. The other thing after this is a sub-recipient agreement that will have to be signed. Resolution was executed. Logsdon made a motion to approve the president signing the CFF application. Toler seconded. All were in favor. Award is for May 27, 2010.

Toler made a motion to adjourn. Logsdon seconded. All were in favor.

Board of Commissioners meeting adjourned at 04:35 p.m.

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President

Attest:

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Donna J. Lynam, Auditor

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